MENPHIS APPEAL HEMPHIS APPEAL.

TERMS. INVARIABLY IN ADVANCE. DAILY

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absolutely nugatory, and turn this part cols, from General Seymour.

to his removal from office. own intrinsic importance, as demanding that the Court shall either sanction or condemn the disinheritance of thousands that the Court shall either sanction or mean less than a prosecution or suit, insuited, west of the Northwestern sheds, running into and smashing four box cars a mere legislative sentence, of their to property." ular acts or felt particular sympathies, White vs. White, 5 Barbour 474.

to cancel certificates of registration in the hands of those who have obtained to Supreme Court of Tennessee, in finding that if any hinderance was

safeguards of constitutional liberty save one, or they are rapidly crumbling before it; and that one, the independence and integrity of the judiciary, is angrily menaced by it, and begins to yield.

The time was when no man distrusted is past. It is no longer an unknown own mind, in accordance with his party assemble under the amended Constitu- crowd together, by whom, when the predilections, and afterwards to seek for tion reasons to justify his decision. It is not so difficult now, as it once was, for a Court to evade the conclusions of an inexorable logic; because men are no longer disgusted with sophistry, or amazed at perversions, or startled at the pliancy of

his judicial conscience. If the judiciary would vindicate itself from aspersion, it must walk in the straight path of the law, turning neither to the right hand or the left, and deaf alike to the clamours of faction or the mob, the seductions of prejudice, and the thousand other influences that beset them and seek to lead them astray.

opposing the encroachments of power and the usurpations of faction, and of less he would swear that he was not less he was not les maintaining the Constitution and the great principles of English liberty. If less he would swear that he was not gullty; and thus his acquittal would no longer avail him anything.

The stopping of the trains to-day was not for the purpose of detaining the mails or interfering with the passenger traffic, great principles of English liberty. If longer avail him anything,

freeman shall be seized or imprisoned, or for lawful cause.

provision is: "That no freeman shall be So an office is an estate, that may be taken or imprisoned, or disseized of his sued for, and that cannot be taken away freehold, liberties or privileges, or out- by a Prociamation, but only by judicial lawed or exiled, or in any manner de. procedure. If the Governor can remove stroyed, or deprived of his life, liberty or a Registrar at his pleasure, he can equally

seized, that is, put out of seison, or dis- Court, but if it would have men do so, it possessed of his freehold (that is) lands | must show that it respects itself. or livelihood, or of his liberties, or free customes, that is, of such franchises, and made at Guil Island, near Green Bay, freedomes, and free customes, as belong Newfoundland. Some sailors went refreedomes, and free customes, as belong to him by his free birthright, unless it be by the lawfull judgement, that is, verdict, of his equals (that is, of men of came upon thirteen dead bodies, frozen verdict, of his equals (that is, of men of his own condition) or by the law of the land, (that is, to speak it once for all), by the due course, and processe of law."

shoot birds on that island, and there came upon thirteen dead bodies, frozen frozen can an included that said Taxes are notified that said Taxes are not find that island, and there came upon thirteen dead bodies, frozen frozen can be shoot birds on that island, and there came upon thirteen dead bodies, frozen frozen can be shoot birds on that island, and there came upon thirteen dead bodies, frozen can be shoot birds on that island, and there came upon thirteen dead bodies, frozen can be shoot birds on that island, and there came upon thirteen dead bodies, frozen can be shoot birds on that island, and there came upon thirteen dead bodies, frozen can be shoot birds on that island, and there came upon thirteen dead bodies, frozen can be shoot birds on that island, and there came upon thirteen dead bodies, frozen can be shoot birds on that island, and there can be shoot birds on that island, and there can be shoot birds on that island, and there can be shoot birds on that island, and there can be shoot birds on that island, and there can be shoot birds on that island, and there can be shoot birds on that island, and there can be shoot birds on that island, and there can be shoot birds on that island. The shoot birds on that island there can be shoot birds on that island, and there can be shoot birds on that island, and there can be shoot birds on that island, and there can be shoot birds on that island there can be shoot be shoot below the shoot birds on the shoot bi by the due course, and processe of law."
In Taylor v. Porter, 4 Hill 140, the Sapreme Court of New York said, after sons on board, was wrecked on Guli Is-Cierk Taylor v. Porter, 4 Hill 140, the Saterian to use the name therein the Early of Charter Oak," was sustained. All citing the provision above quoted from the Court of New York said, after citing the provision above quoted from the Constitution of that State: "The kent liable "Charter Oak Stave can be found to the law of the land," as here

sense. The people would be made From the Nashville Banner of the 6th.]

of the disfranchisement of white men of the investiture of negroes with other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words, 'You shall not do the citizenship in Tennessee, are now before other words. the Supreme Court, sitting at Browns wrong, unless you choose to do it.' . . been deprived of wages honestly and inthe Registrar, Davis, and in annulling mon law. It must be ascertained Juni- to "live by bread alone" and perform his acts done during several days prior CIALLY that he has forfeited his privileges, They claim, too, that while this state of or that some one else has a superior title affairs has existed for months, Innes has No graver questions than these will to the property he possesses, before either never failed to pay favorite employees in ever be presented to the Supreme Court of them can be taken from him. In his office and directly under his superof Tennessee. They are so from their CANNOT SE DONE BY MERE LEGISLATION. Vision at Nasbville.

English birthright," as Lord HOLT This decision was approved and the termed the right to vote, if they refuse same principles asserted, under the Con- render the trap more effective theswitch

or entertained particular opinions. They Undoubtedly, as was held in Barker v. are so because they call on the Court to The People, 3 Cowen 636 and 20 Johnson had any thing to do with the accident, decide whether, when part of the citizens constituting a State established by People, 3 Kernan, 378, 418, the carelessness of the switch tender. The zens constituting a State established by Propie, 3 Kernan, 375, 415, the men in the shops and upon the trains, white men, have succeeded in disfran- Legislature may provide by law about half past ten o'clock in the mornchising the rest, they can, without that incapacity to hold office or vote ing, had refused to work any longer unship on a horde of ignorant descendants punishment; and no man can be in any a car and engine to carry the mails, unof black barbarians, and put the political way punished for crime, except upon til their demands were satisfied. power of the State in their hands. They one trial and conviction. There is no | Sometime before the regular time for | Omee at the Anthony House, Little Book, power of the State in their hands. They one trial and conviction. There is no the departure of the train, fifteen min-are so, because they require the Court to other lawful mode of ascertaining that utes after five, the men gathered upon decide whether the Governor of the he has been guilty; and until he has the platform with the intention of stop-State is really invested with the power been so convicted, he is presumed to be ping the train. Innes sent for a force of

them by a full compliance with the laws Ridley vs. Sherbrook, unconsciously offered to the departure of the train they under which they were issued; and evaded the real questiod in the cause, would be arrested by the police wh whether the other officers of the State and decided one which did not settle have no other tenure of office than his the case before them. They said (we will, will, and decided one which did not settle made for the switch at the Northwestern sheds, which was outside the corporation of the state and decided one which did not settle made for the switch at the Northwestern sheds, which was outside the corporation of the state and decided one which did not settle made for the switch at the Northwestern sheds, which was outside the corporation. prefer to quote their own words):

But these questions are graver still, The elective franchise is not an inmeasure of a political nature, and the Jacobinical doctrine is now boldly announced in high places, that in such cases, the opinions of the Court should empower its Legitlature to do so.

The deluge of licentious and anarchi- by the sovereign power of the State, as of the United States Quartermaster De cal Jacobinism has swept away all the by an alteration in its Constitution, no partment, rode across well armed. They by an alteration in its Constitution, no partment, rode across well armed. They extend right is violated or bill of attainof the people, declare the qualification of their just dues. To prevent the train ion of 1865 could, under the ratification voters and limit the elective franchise, from proceeding further the employees. it could delegate the power to the Legis. from seventy-five to one hundred in the judiciary. Unfortunately that time lature. It might have left the elective number, turned the switch at the Northfranchise open to the action of all future western sheds, and quietly but deterthing for a Judge to decide a case in his General Assembly which should first The stoppage of the train drew a large

The question was not whether the what it deemed and declared treason for the strikers would not let an engine and rebellion, a disqualification to vote: go out for the purpose. fact of guilt might be made to appear, space will not permit us to publish. and to work the disqualification, without a trial and conviction in due course Hickman, its formidable proportions of law. The Court said, afterwards, If the Father of all can hate any hu- justice and right, torture the conscience, parties who know the secrets of the ring man creature, He must hate the unjust as the Inquisition tortured the body, by that he actually draws a salary of two or corrupt Judge; and the magistrate is requiring a party to swear that he had hundred dollars per month. both unjust and corrupt who allows any not committed a particular offence, as a improper influences to lead him to condition precedent to reconstruction. We present below the justification offered by the strikers. It was adopted at a meeting last night, at which J. T. wrongful judgment. The country and To refuse to swear is to confess the guilt; Leak acted as Chairman, and M. Gienn the people, or at least all sober and and thus the party loses his franchise, for as Secretary : thinking men look this day with the ex- the reason that he has committed an To the Editor of the Eanner: tremest concern and anxiety to the Tri- offence, when he has not been tried and We suppose that everybody has heard bunals of Justice as alone capable of convicted; and would equally lose his of the strike on the Nashville and North-

they prove untrue to their trust, they The decision is too palpably and glar- and the stopping of the mails can only be

franchised, or deprived of any rights or privileges secured to any citizen thereof, unless by the law of the land, or the county. The President of the United world not accept Mr. Lytle's offer but the Government to that corporate body), who voluntarily proffered them, although unknown to Mr. Pat. Kelly, Master Mechanic. Receiver Innes. States might as well attempt to cancel would not accept Mr. Lytie's offer, but The language of the original provision | States might as well attempt to cancel must obtain the services of a sneak and thief by the name of John Rea, a man in the Great Charter of King John, ralization, by proclamation. Once grant- who has not the friendship or esteem of which this provision imitated, was, as ed, the certificate of registration can even the lowest loafer in Nashville, and translated from the original latin: "No only be cancelled by Judicial action and

dispossessed or outlawed, or in any way | These principles are too elementary to taken off the engine or ever ordered off destroyed (aut aliquo modo destru- need to be discussed. Ten years ago, atur); nor will we condemn him, nor nobody would have dreamed that they will we commit him to prison, excepting | could ever be brought into | controversy. by the legal judgment of his peers or by But we are all at sea now, and the very the law of the land." In the Second foundations of the law are disturbed and Great Charter of King Henry III, the unsettled. Propositions are now gravely language was, "No freeman shall be advanced by judges which would have taken or imprisoned, or dispossessed, of been laughed at by the whole legal prohis free tenement or liberties or free cus- fession of the country at any time prior oms, or be outlawed or exiled, or in any to 1861; and those are denied which all way destroyed :" and it is the same in men once deemed as undeniable as the the Third Great Charter of King Henry axioms of geometry. At this rate, we III, and the First of King Edward I. shall soon have outlived the law and the In the Constitution of Tennessee the Courts will fall into complete contempt.

property, but by the judgment of his peers or the law of the land."

Commenting on the provision quoted from Magna Charta, Lord Cohe says, (2d Instit. 46): "No man shall be discovered that is put out of seison or discovered that it is put out of seison or discovered that it is put out

-A ghastly discovery has just been

of the Constitution into mere non- The Strike on the Nashville and North-western Railroad.

The questions of the constitutionality

The questions of the constitutionality of the constitutionality

The questions of the constitutionality of the constitution of the constituti

The freight train due here at 2 o'clock which were on the side track, knocking off the smoke stack of the locomotive, damaging the cowcatcher, bursting the steam pipes and otherwise wrecking the engine. Fortunately no one was nurt. There is a report to the effect that to render the trap more effective the switch of citizens of the State, by their depriva- prescribed forms and solemnities for as- off the smoke stack of the locomotive, tion without conviction or trial, but by certaining guilt, or determining the title damaging the cowcatcher, bursting the to swear that they have not done particular stitution of 1846, in the same Court, in bar had been spiked down. This, however, is contradicted. The damage to ARKANSAS STAGE LINES the engine is estimated at \$2000. employees deny emphatically that they

The police, after following the em cases, the opinions of the Court should be so moulded and fashioned as to accommodate themselves to what the populace or the party in power demand.

Implication of the Court should be so moulded and fashioned as to accommodate themselves to what the populace or the party in power demand.

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Implication of the Court should be so moulded and fashioned as to accommodate themselves to what the populace or the party in power demand. egislation, but it chose to limit it to the minedly compelled the train to return. train had backed to the depot, there was considerable sympathy for the employees Legislature could make participation in had not, by this time, been cleared away,

but whether it could enact that this Here follows a few details which our As the strike extends from here to

will be readily comprehended, By the way, recurring to the real cause that a person must bring himself within the terms of the law, to be entitled to be ask how it is that Receiver Innes can registered; but that was not to decide the question on which the case turned.

manage to pay such large salaries to his two little sons, whom he keeps in the employ of the road, while the families The Court should have inquired whether of these employees are suffering for the the Legislature could constitutionally, or necessaries of life? The elder of the two according to the principles of natural years of age, vol. we have the later of the two years of age, yet we hear it stated by

NASHVILLE, June 5, 1868.

Phoenix Fire, Traveler's Life, and Accident Ins. Co. 24, H. P. Botter, Agent, No. 1 Madison, B. B. Clark & Co. Agent, No. 1 Madison, B. B. Clark & Co. Agent, Press, and Murine, Mannager Branch of Enckerooker Life, 27 Madison, Co. Agent, Marine, Marine, Mannager Branch of Enckerooker Life, 27 Madison, B. Clark & Co. Agent, Marine, Front & Jeff. Equitable Life Assurance Society, Swain & Equitable Life Assur who, some six weeks since, was loudest clamorer of all who wished to start the strike. This man Rea was not until the train had departed on its regular schedule, but was compelled to return by the strikers. The road has been onducted under its present regime as long as we can stand it, as we have honestly and candidly lied ourselves out of our boarding houses and clothes.

JAMES MCGREGOR. ED. MCGRAW. FIRST ARRIVAL OF FRESH Pittsburg Coal, -FOR THE-

HAYS COAL COMPANY (Successors to BRIGGS & PETERSON.) W HOLESALE and Retail Dealers in best

Pittsburg Coal, from the Hays Mines, first cool, Monongahela river. Office—22% Madison street. mh25 tf LOUISIANA SELVES AND MINERAL WATER MANUFACTORY, No. 71 Peop-

Internal Revenue Taxes. COLLECTOR'S OFFICE STH DIST. TEXN., } MEMPHIS, June 3, 1888. }

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A FULL ASSORTMENT OF Gas Chandeliers, 2, 3, 4, 6, and 12 Lights. in the liable "Charter Oak Stove can be found Kenth Renth liable "Charter Oak Stove can be found words, 'by the law of the liable, as the liable "Charter Oak Stove can be found words, 'by the law of the liable, as the liable "Charter Oak Stove can be found words, 'by the law of the liable, as the liable "Charter Oak Stove can be found words, 'by the law of the liable, as the liable "Charter Oak Stove can be found words, 'by the law of the liable, as the liable "Charter Oak Stove can be found words, 'by the law of the liable, appeared.

Pillars and Globes, Captain Peters has received the appointment of Harbor Master of Pensamous at Factory Prices.

Adjoining Worsham House.

Adjoining Worsham House. TRANSPORTATION.

to say to the two Houses, 'You The decided action of the employees of the Nashville and Northwestern Rail-

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Cincinnati. 12 noon.

Cincinnati. 12 noon.

Cincinnati. 12 noon.

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Niagara Falia 10:00 a.m.

Pittsburg 2:00 a.m.

Pittsburg 2:00 a.m.

Battimore. 8:20 p.m.

Washington 16:00 p.m.

Philaderphia 8:10 p.m.

New York 7:20 p.m.

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One-Horse Endless Chain Powers and because they have become in a great alienable right or privilege, but a politimeasure of a political nature, and the cal right conferred, limited or withheld, Four-Horse Lever Powers and Threshe's

Victor and other Sorghum or Sugar Cane Mills; Copper Stills of all sizes. A large assortment of Peoria, Moline, South-ern Clipper and other Steel Plows, at less than manufacturers' rates, for sale by ORGILL BRUS & CO., Importers And Dealers in Hardware Culledy, More And Dealers in Hardware Culledy, Nos. 310 and 312 Front strest, Memphis, Ten



THE BEST, CHEAPEST AND MOST ECOical Spring Bed ever invented, is the well gnown

displayed. The wreck of the morning TUCKER SPRING BED. Having sold them for the past fifteen years, we an fully recommend them. The trade sup-MCKINNEY, BRYSON & CO.,

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WE WILL CONTINUE TO SELL OUR ENvi tire stock of Drugs, Medicines, aints, Olls, Liquors, Pomades, Perfu oap and Faney Pollet Articles generally to, now on hand in brokes, nacketc. now on hand in broken packages to the
BETAIL AND TOWN AND COUNTRY DEUT
TRALE, and to Planters, AT COST, until the
whole stock is closed out, with a view to ma
king our trade to a WHOLESALE AND
JOBBING HOUSE EXCLUSIVELY. We there
fore hold out these inducements to the trade ore hold out these inducements to the trade, who wish to buy everything usually kept in a Wholesele, and Retail Drug Store, at greatly reduced prices.

N. B.—These rates will be afforded for a short of the South. ine only, as our present stock was boughts ow cash prices, and we do not appect to dup! ate brugs as lower figures, only in unbroke

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No. 318 Main str MILLS, LUMBER, ETC. TAYLOR & FAULKNER AVENUE

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